

Application No. 10/826,523
Attny Docket: UNND-0061-UT1



Response To Notice of Allowance
dated November 9, 2005

Attachment 1

U.S. Application No. 10/826,523

Attorney Docket No. UNND-0061-UT1

**Title: Methods And Compositions For Transposition Using Minimal Segments Of
The Eukaryotic Transformation Vector PiggyBac**

A Declaration of Biological Deposit Under 37 C.F.R. §§1.801-1.809 (three (3) sheets)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/826,523
Applicant : FRASER, et al.
Filed : APRIL 19, 2004
Title : METHODS AND COMPOSITIONS FOR TRANSPOSITION USING
MINIMAL SEGMENTS OF THE EUKARYOTIC TRANSFORMATION
VECTOR PIGGYBAC

Art Unit : 1636
Examiner : DUNSTON, Jennifer Ann

Atty Docket No. : UNND-0061-UT1

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**DECLARATION OF BIOLOGICAL DEPOSIT UNDER 37 C.F.R.
§§1.801-1.809**

I, Malcolm Fraser, a named joint inventor of United States Patent Application Serial Number 10/826,523, filed April 19, 2004, hereby provide assurances that a biological deposit of the following biological materials was made on January 12, 2006 with a recognized and acceptable International Depository Authority (IDA) in compliance with guidelines set forth in the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure.

1. The biological materials identified herein were deposited on January 12, 2006 in the below identified recognized depository, affording permanence of the deposited material and maintaining said deposited material readily accessible to the public in the event a United States Patent is issued pursuant to United States Patent Application Serial Number 10/826,523. These deposited materials will be retained by said depository in a viable

state for the time required and in compliance with the regulations promulgated in the Budapest Treaty.

2. The name and address of the IDA at which the Biological Material is deposited is:

American Type Culture Collection Depository
P.O. Box 1549
Manassas, VA 20108

3. The biological materials being deposited include the following, and have been assigned the identified American Type Culture Collection (ATCC) Accession Number:

pXL-BACII-ECFP	Accession No: PTA-7310
pBSII-ITR1.1k-ECFP	Accession No: PTA-7311

4. All restrictions on the availability of the deposited biological materials will be irrevocable removed upon the granting of a patent to United States Patent Application Serial Number 08/826,523.
5. The deposited biological materials have been deposited under conditions that assure that access to the material will be available during the pendency of the patent application noted herein to one determined by the Commissioner to be entitled thereto under 37 C.F. R. §1.14 and 35 U.S.C. §122 (See 37 C.F.R. §1.808(a)(1)).
6. The deposited material will be maintained with all care necessary to keep it viable and uncontaminated for a period of at least five (5) years after the most recent request for the furnishing of the deposited microorganism, and in any case, for a period of at least thirty (30) years after the date of

deposit or for the enforceable life of the patent, whichever period is longer
(See 37 C.F.R. §1.806).

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the instant patent application or any patent issuing there from.

Respectfully submitted,



Malcolm Fraser, Ph.D.

1/30/06
Date

Before me personally appeared said MALCOLM J. FRASER and acknowledges this instrument to be his (her) free act

and deed this 30th day of JANUARY, 2006.


Notary Public